

FISCAL NOTE

SB 2886 - HB 3188

February 18, 2002

SUMMARY OF BILL: Adds the knowing killing of another committed while under the influence of intoxicant, marijuana, narcotic drug, or other drug producing stimulating effects on the central nervous system to the definition of first degree murder. Under current law the *knowing* killing of another would generally be defined as second degree murder and intoxication would be used to mitigate, rather than enhance, the culpability for the offense.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$2,394,200/Incarceration*

Assumes 15 convictions for second degree murder will be elevated to first degree murder each year.

**Section 9-4-210, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated for operating cost, in current dollars, shall be based upon the highest cost of the next 10 years, beginning with the year the additional sentence to be served impacts the correctional facilities population.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

SB 2886 - HB 3188